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**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST  
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	09/800,689
Filing Date	March 7, 2001
First Named Inventor	Towne
Title	Automated Immunohistochemical and <i>in situ</i> hybridization assay formulations
Atty. Docket Number	98-541-K
Group Art Unit	1743
Examiner	M. Wallenhorst

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

May 20, 2002

Date

Signature

**RECEIVED****MAY 22 2002****OFFICE OF PETITIONS**Mark L. Chael, Ph.D. (44,601)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(ii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five (45) days after the date of filing of such foreign or International application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(ii) and 37 CFR 1.213(c) is **not** filed within forty-five (45) days after the date of filing of the foreign or International application.

Pursuant to 37 CFR § 1.10, the undersigned states that this and any accompanying documents are being mailed as Express Mail Post Office to Addressee (EL 904268070 US) in an envelope with sufficient postage addressed to Box DAC, Commissioner for Patents, Washington, D.C. 20231 on May 20, 2002.

Name (Print/Type) Mark L. Chael, Ph.D. (44,601)

Signature

Date

May 20, 2002

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



05-21-02

DAC#  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Atty. Docket No. 98-541-K)

In re Application of:

Towne *et al.*

Application No.: 09/800,689

Filing Date: March 7, 2001

Title: Automated Immunohistochemical  
and *in situ* Hybridization Assay  
Formulations

Examiner: M. Wallenhorst

Group Art Unit: 1743

Confirmation No.: 5052

Box DAC  
Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Sir:

Enclosed please find a Petition for Revival of an Application for Patent Unintentionally Abandoned and fee therefor, a Request Pursuant to 35 U.S.C. 122(b)(2)(b)(ii) to Rescind a Previous Non-Publication Request and a Return Receipt postcard.

With respect to fees:

☐ No fees are due

☒ Enclosed is check no. 36318 in the amount of \$ 1280.00

**RECEIVED**

**MAY 22 2002**

**OFFICE OF PETITIONS**

Please debit any fees owed or credit any fees overpaid to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed for that purpose.

Pursuant to 35 C.F.R. §1.10, the undersigned states that this Transmittal Letter and the documents described above are being deposited as Express Mail (EL 904268070 US) with the United States Postal Service with sufficient postage in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, D.C. 20231, on May 20, 2002.

Date: May 20, 2002

Respectfully submitted,

*Mark L. Chael*  
Mark L. Chael, Ph.D.

Reg. No. 44,601

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